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6 Attorneys for Defendant  
BYRON PREACELY  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 BYRON PREACELY,

15 Defendant.  
16  
17

Case No. 1:23-cr-00238-JLT-SAB

**STIPULATION TO CONTINUE  
SENTENCING HEARING; ORDER**

Date: April 1, 2024

Time: 9:00 a.m.

Judge: Hon. Jennifer L. Thurston

18 IT IS HEREBY STIPULATED by and between the parties through their respective  
19 counsel, Assistant United States Attorney Arin Heinz, counsel for plaintiff, and Assistant Federal  
20 Defender Griffin Estes, counsel for Byron Preacely, that the Court may continue the sentencing  
21 hearing currently scheduled for April 1, 2024, to April 22, 2024, at 9:00 a.m.

22 Mr. Preacely is currently successfully participating in the 90-day WestCare program.  
23 Defense counsel has conferred with representatives from WestCare and they have confirmed that  
24 Mr. Preacely's last day at WestCare is April 16, 2024. In order to give Mr. Preacely the  
25 opportunity to complete his rehabilitation program, the parties are requesting a short  
26 continuance. Neither the government nor the probation officer have any objection to the  
27 requested continuance, and all parties are available on April 22, 2024.

28 **IT IS SO STIPULATED.**

Respectfully submitted,

PHILLIP A. TALBERT  
United States Attorney

Date: February 23, 2024

/s/ Arin Heinz  
ARIN HEINZ  
Assistant United States Attorney  
Attorney for Plaintiff

HEATHER E. WILLIAMS  
Federal Defender

Date: February 23, 2024

/s/ Griffin Estes  
GRIFFIN ESTES  
Assistant Federal Defender  
Attorney for Defendant  
BYRON PREACELY

**ORDER**

The sentencing hearing currently scheduled for April 1, 2024, at 9:00 a.m. is hereby continued to April 22, 2024, at 9:00 a.m.

IT IS SO ORDERED.

Dated: **February 23, 2024**

  
UNITED STATES DISTRICT JUDGE